




SIGNED this 26th day of February, 2021.


BENJAMIN A. KAHN
UNITED STATES BANKRUPTCY JUDGE

UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA
DURHAM DIVISION

IN RE:

SSI LIQUIDATION, INC.

DEBTOR

CASE NO:

16-80558

CHAPTER 7

**ORDER DENYING TRUSTEE'S MOTION FOR DAMAGES FOR VIOLATION OF THE
AUTOMATIC STAY IN EFFECT PURSUANT TO 11 U.S.C. §362
(GGC ASSOCIATES, LLC)**

THIS MATTER comes before the United States Bankruptcy Court upon the Motion for Damages for Violation of the Automatic Stay in Effect Pursuant to 11 U.S.C. §362 (the "Motion"), seeking damages from GGC Associates, LLC, filed by James B. Angell, Chapter 7 Trustee ("Trustee") in the above referenced case on October 27, 2017 (Doc 560). The Motion was served on the Bankruptcy Administrator, Emily M. Scott, Counsel for GGC Associates, LLC, and Wayne A. Chasen, Registered Agent for GGC Associates, LLC, on October 27, 2017 (Doc 560). On October 30, 2017, the Clerk filed a Notice of Hearing setting the Motion for a hearing to be held at 11:00 a.m. on November 16, 2017, in the Durham Courtroom at Venable Center, Dibrell Building, Suite 280, 302 East Pettigrew Street, Durham, North Carolina (Doc 561). On November 14, 2017, upon the Trustee's motion, the Court continued the hearing to 2:00 p.m. on November 16, 2017, to be heard in the Durham Courtroom (Doc 575). The order continuing the hearing on the Motion was served on the Debtor, Emily M. Scott, Counsel for GGC Associates, LLC, and Wayne A. Chasen, as Registered Agent for GGC Associates, LLC by first class mail on November 16, 2017 and on other parties appearing on the case matrix by electronic notice on November 14, 2021 as set out in the Certificate of Notice filed on November 16, 2017. (Doc 580) The Motion was heard by the Court on November 16, 2017 at 2:00 p.m. in the Durham Courthouse, the Honorable Benjamin A. Kahn presiding. Attending the hearing were the Trustee, William P. Miller, Bankruptcy Administrator, George F. Sanderson, III, counsel for W. Clay Hamner, and Brian Fauver, and Kristen Burgess, counsel for GGC Associates, LLC and William Braziel, local counsel for GGC Associates, LLC. Based on the record in this case and the representations of counsel, the Court

finds that the Motion should be denied.

THEREFORE, it is ordered that the Trustees Motion for Damages for Violation of the Automatic Stay from GGC Associates, LLC is hereby denied without prejudice.

END OF DOCUMENT

Parties to be served:

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Bankruptcy Administrator
Served via cm/ecf .

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